

Message Text

UNCLASSIFIED

PAGE 01 STATE 306210
ORIGIN AGRE-00

INFO OCT-01 EUR-12 ISO-00 EB-08 STR-05 COME-00 TRSE-00
/026 R

DRAFTED BY USDA/FAS/ITP:KREYNOLDS:SM
APPROVED BY EB/OT/TA:HKOPP
USDA/FAS/ITP:RSCHROETER
USDA/FAS/ITP:GWHITE
USDA/FAS/FCA:LSCHATZ
STR:BSEASTRUM
EB/OT/TA:TGWESTON
EUR/RPE:RLAMANTIA

-----004633 231941Z /53

R 231729Z DEC 77
FM SECSTATE WASHDC
TO AMEMBASSY BERN

UNCLAS STATE 306210

E.O. 11652: N/A

TAGS: ETRD, SZ

SUBJECT: IMPORT LEVY ON SORGHUM

PASS AGATT

1. USDA AND STR HAVE RECEIVED COMPLAINTS FROM A US EXPORTER REGARDING THE RECENT DUTY INCREASE FOR DEHULLED MILO. THE FIRM, KRAUSE MILLING, CLAIMS THAT THE RETROACTIVE NATURE OF THIS INCREASE IS AN EXCEPTION TO NORMAL SWISS CUSTOMS PROCEDURES AND REQUESTS EMBASSY ASSISTANCE IN OBTAINING DUTY EXEMPTION FOR A SHIPMENT ALREADY IN TRANSIT. AGATT IS REQUESTED TO VERIFY ALLEGATION AND, IF ACCURATE, MAKE REPRESENTATION AT APPROPRIATE LEVEL REQUESTING EXEMPTION FOR TRANSACTIONS IN UNCLASSIFIED

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PROGRESS. THE SWISSIMPORTERINTERCORN, HAS BEEN IN CONTACT WITH SWISSCUSTOMSOFFICIALS ON THIS.

2. KRAUSE MILLING SIGNED A CONTRACT WITH INTERCORN OF OBERENTFELDEN ON 10/27 TO SELL 1500 MT OF SORGHUM AT US 141 DOLLARS PER MT, CIF ROTTERDAM. AT THAT TIME, THE TARIFF WAS 100 SF PER MT.

KRAUSE COMPLETED MILLING ON 11/7 AND THE SORGHUM BEGAN
TRANSPORTATION PROCESS THAT WILL RESULT IN LATE DECEMBER

ARRIVAL IN SWITZERLAND. ON 12/1 KRAUSE RECEIVED A TELEX
FROM INTERCORN THAT THE GOS HAD IMPOSED AN ADDITIONAL
LEVY OF 280 SF PER MT, BRINGING THE TOTAL DUTY TO
APPROXIMATELY 175 DOLLARS PER MT. THE CHANGE WAS
PROMULGATED ON 11/23, WITH AN EFFECTIVE DATE OF 12/1,
AND DOES NOT CONTAIN THE USUAL CLAUSE EXEMPTING TRANSACTIONS
IN PROGRESS.

3. KRAUSE ACKNOWLEDGES THAT SWISS LEVIES CHANGE FREQUENTLY.
IT NOTES, HOWEVER, THAT AT LEAST THE FOUR PRECEDING TARIFF
MODIFICATIONS HAVE CONTAINED LANGUAGE EXEMPTING TRANSACTIONS
BEGUN PRIOR TO THE EFFECTIVE DATE OF THE CHANGES.
SPECIFICALLY, THESE WERE THE MODIFICATIONS OF 3/29/77
(WHICH WERE PROMULGATED IN JUNE, JULY, AND AUGUST) AND
THE ORDINANCE OF 9/28. THE TARIFF INCREASE FROM WHICH
KRAUSE IS SEEKING RELIEF IS ACTUALLY A MODIFICATION TO THE
9/28 ORDINANCE. PERHAPS, THE EXEMPTION CLAUSES IN THE
9/28 ORDINANCE APPLY TO THE TARIFF ANNOUNCEMENT WHICH
AFFECTS KRAUSE. WITH THIS BACKGROUND, KRAUSE FEELS
THERE IS PRECEDENT FOR REQUESTING A TARIFF THAT WAS IN
EFFECT WHEN ITS CONTRACT WITH INTERCORN WAS SIGNED. VANCE

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Message Attributes

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Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
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Control Number: n/a
Copy: SINGLE
Sent Date: 23-Dec-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE306210
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Drafter: KREYNOLDS:SM
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From: STATE
Handling Restrictions: n/a
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ISecure: 1
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Litigation Codes:
Litigation History:
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Review Exemptions: n/a
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